

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2003-006316

03/16/2006

HON. PAUL A KATZ

CLERK OF THE COURT
W. Bobrowski/J. McQueen
Deputy

FILED: 03/22/2006

FRANK HADLEY SR., et al.

JEFFREY I OSTREICHER

v.

MESA CITY, et al.

WILLIAM H DOYLE

ARTHUR ZARAGOZA
RICHARD B ARROTTA

**TRIAL MINUTE ENTRY
DAY 11**

Pursuant to stipulation of Plaintiffs' counsel,

IT IS ORDERED withdrawing Plaintiffs' exhibit number 74.

9:56 a.m. Trial to a Jury continues from March 15, 2006. Plaintiff Teresa Arias is represented by counsel, Richard B. Arrotta. Plaintiffs Frank Hadley, Sr. and Franklin Hadley are present and represented by counsel, Jeffrey I. Ostreicher. Plaintiff Dora Romero is represented by counsel, Arthur Zaragoza. Defendants are neither present nor represented by counsel.

Court Reporter, Kim Hannan-Cox, is present.

The Jury is present.

The closing Jury Instruction is read.

10:05 a.m. The jury retires in charge of sworn bailiffs to consider their verdicts.

11:35 a.m. to 1:12 p.m. The Jury recesses for lunch.

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4:09 p.m. Plaintiff Teresa Arias is present and represented by counsel, Richard B. Arrotta. Plaintiffs Frank Hadley, Sr. and Franklin Hadley, Jr. are present and represented by counsel, Jeffrey I. Ostreicher. Plaintiff Dora Romero is present and represented by counsel, Arthur Zaragoza. Defendants are represented by William H. Doyle.

Court Reporter, Kim Hannan-Cox, is present.

The Jury is all present in the jury box and by their foreperson return into Court their verdict, which is read and recorded by the clerk and is as follows:

“We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find in favor of Defendants on Plaintiff Frank Hadley, Sr.’s claim for negligence. Signed Juror numbers 5, 2, 6, 9, 3, 7, 4, and 1.”

“We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find in favor of Defendants on Plaintiff Frank Hadley, Jr.’s claim for negligence. Signed Juror numbers 5, 2, 6, 9, 3, 7, 4, and 1.”

“We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find in favor of Defendants on Plaintiff Teresa Arias’ claim for negligence. Signed Juror numbers 5, 2, 6, 9, 3, 7, 4, and 1.”

“We, the Jury, duly empanelled and sworn in the above-entitled action, upon our oaths, do find in favor of Defendant on Plaintiff Dora Romero’s claim for negligence. Signed Juror numbers 5, 2, 6, 9, 3, 7, 4, and 1.”

The jurors reply that this is their true verdict.

The jury is thanked by the Court and excused from further consideration of this cause.

4:19 p.m. Trial concludes.

IT IS ORDERED that the jury fees be assessed against Plaintiffs Frank Hadley, Sr., Franklin Hadley, Jr., Teresa Arias and Dora Romero in the sum of \$2031.48 all in accordance with the formal written Judgment for Jury Fees signed by the Court on March 16, 2006 and filed (entered) by the clerk on March 16, 2006.

There being no further need to retain the exhibits not offered in evidence in the custody of the Clerk of the Court,

IT IS ORDERED that the clerk permanently release all exhibits not offered in evidence to the counsel/party causing them to be marked, or to their written designee. Counsel/party shall
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have the right to refile relevant exhibits as needed in support of any appeal. Refiled exhibits must be accompanied by a Notice of Refiling Exhibits and presented to the Exhibits Room of the Clerk's Office. The court's exhibit tag must remain intact on all refiled exhibits.

IT IS FURTHER ORDERED that counsel/party or written designee take immediate possession of all exhibits referenced above.

ISSUED: Exhibit Release Forms (2).

FILED: Exhibit Worksheet; Final Jury Instructions; Verdicts.